

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE**

LEWIS COSBY, KENNETH MARTIN,)
as beneficiary of the Kenneth Ray Martin)
Roth IRA, and MARTIN WEAKLEY, on)
behalf of themselves and all others similarly)
situated,)

Plaintiffs,)

v.)

KPMG LLP,)

Defendant.)

Civil Action No. 3:16-cv-00121-TAV-DCP

JOINT MOTION OF THE PARTIES TO EXCEED PAGE LIMITATION

Pursuant to Individual Preference No. 14 of both the U.S. District Judge Varlan's and U.S. Magistrate Judge Poplin's Individual Preferences, Plaintiffs and Defendant in the above-captioned action jointly move the Court to enter an order permitting excess pages for Defendant's Opposition to Plaintiffs' Motion for Class Certification and for Plaintiffs' Reply in Further Support of its Motion for Class Certification.

Local Rule 7.1(b) provides that briefs "shall not exceed 25 pages in length unless otherwise ordered by the Court." E.D. Tenn. R. 7.1(b). In light of the complexity of this action, however, Plaintiffs and Defendant believe that it is in their best interest and in the interest of justice to seek a reasonable number of excess pages.¹ Accordingly, Plaintiffs and Defendant move that Defendant be bound by a page limit of **35 pages** for its Opposition to Plaintiffs' Motion for Class Certification

¹ U.S. District Judge Varlan's Individual Preference No. 14 provides that: "The page limitations established by Local Rule 7.1(b) should ordinarily be followed. Reasonable requests to exceed the page limitations in complex cases, however, may be granted." U.S. Magistrate Judge Poplin's Individual Preference No. 14 provides that: "Reasonable requests to exceed the page limitation are usually granted."

due to be filed on May 21, 2019, and that Plaintiffs be bound by a page limit of **30 pages** for its Reply in Further Support of its Motion for Class Certification due to be filed on June 14, 2018.²

Dated: May 17, 2019.

Respectfully submitted,

s/Paul S. Davidson

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² Plaintiffs moved for excess pages in connection with their Motion for Class Certification. *See* Motion to Exceed Page Limitation, ECF No. 103 and the Court granted the motion. *See* Order, ECF No. 104.

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CERTIFICATE OF SERVICE

I hereby certify that on May 17, 2019, a copy of the foregoing was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. All other parties will be served by regular U.S. mail. Parties may access this filing through the Court's electronic filing system.

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